

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of inventors Nessler et al.

Serial No. 10/538,885

Group Art Unit: 1638

Filed: 03/29/2006

Examiner: Baggot

Confirmation No. 8840

For: ***"MANIPULATIONS OF ASCORBIC ACID LEVELS IN PLANTS"***

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

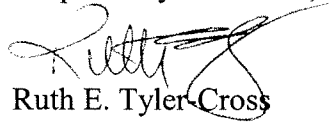
RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

In response to the Office Action mailed on August 20, 2007, Applicant hereby elects, without traverse, the Group IIa claims for further examination. The Group IIa claims are those directed to a method for decreasing TSNA in plants by genetically engineering the plant to include at least one gene in a vitamin C biosynthetic pathway, wherein the pathway includes a *myo*-inositol oxygenase enzyme. Claims which read on this aspect of the invention are claims 13-16 and 19-20.

Please charge any underpayment or credit any overpayment of fees to attorney's deposit account # 50-2041.

Respectfully submitted,


Ruth E. Tyler-Cross
Reg. No. 45,922

Whitham, Curtis, Christofferson & Cook
11491 Sunset Hills Road; Suite 340
Reston, VA 20190
Tel.: (703) 787-9400
FAX: 703-787-7557